

Hinckley, Allen & Snyder LLP*Attorneys At Law*43 NORTH MAIN STREET □ CONCORD, NEW HAMPSHIRE 03301
603-225-4334 □ FAX 603-224-8350 □ www.haslaw.com**RECEIVED**
CENTRAL FAX CENTER**FACSIMILE TRANSMITTAL SHEET****SEP 26 2005****FROM:** Norma E. Henderson, Esq.**CONFIDENTIALITY NOTICE****DATE:** September 26, 2005**NUMBER OF PAGES TRANSMITTED**
(INCLUDING COVER SHEET)

8

If you did not receive the indicated number of pages or if any pages are illegible, please
call us immediately at: (603) 225-4334

This facsimile transmission and the accompanying documents contain legally privileged confidential information. The information is intended only for the use of the recipient named below. If you are not an intended recipient, you are hereby notified that any disclosure, copying, distribution, or exploitation of, or the taking of any action in reliance on, the contents of this facsimile is strictly prohibited. If you have received this facsimile in error, please notify us immediately by telephone to arrange for the return of the original documents to us at our expense.

TO: Examiner Ashokkumar B. Patel, Art Unit 2154**FIRM:** U.S. Patent and Trademark Office**RE:** Response to Final Office Action – Pat. App. Ser. No. 09/921,167**PHONE****NUMBER:** 571-272-3972**FAX****NUMBER:** 571-273-8300**NOTES/COMMENTS:**

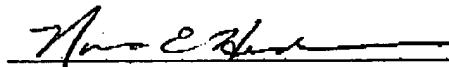
Amendment and Response to Final Office Action, mailed 7/25/2005, for Patent Application Ser. No. 09/921,067 (Docket No. 056450/0119019).

The following items are being sent herewith:

Transmittal form (1 page)

Response to Office Action (6 pages)

I hereby certify that this correspondence is being facsimile transmitted to the USPTO on 9/26/2005.



Norma E. Henderson

1500 FLEET CENTER □ PROVIDENCE, RHODE ISLAND 02903-2393 □ 401-274-2000 □ FAX 401-277-9600
28 STATE STREET □ BOSTON, MASSACHUSETTS 02109-1775 □ 617 345-9000 □ FAX 617 345-9020
43 NORTH MAIN STREET □ CONCORD, NEW HAMPSHIRE 03301 □ 603-225-4334 □ FAX 603-224-8350

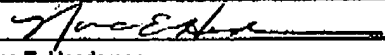
PTO/SB/21 (09-04)


Approved for use through 07/31/2006. OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/921,167	
	Filing Date	Aug 2, 2001	
	First Named Inventor	Bennett, Simon	
	Art Unit	2154	
	Examiner Name	Patel, Ashokkumar B.	
Total Number of Pages in This Submission	7	Attorney Docket Number	056450/0119019

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance communication to (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Hinckley, Allen & Snyder LLP		
Signature			
Printed name	Norma E. Henderson		
Date	September 26, 2005	Reg. No.	39,219

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Norma E. Henderson	Date	September 26, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

2/8

**RECEIVED
CENTRAL FAX CENTER**

SEP 26 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bennett et al	
Application No.: 09/921,167	Group Art Unit: 2154
Filed: 8/02/2001	Examiner: Patel, Ashokkumar B
Title: Method and apparatus for a network independent short message delivery system	
Attorney Docket No.: 056450/0119019	

Commissioner for Patents
P.O. Box 1450
Arlington, VA 22313-1450

RESPONSE TO OFFICE ACTION

Dear Sir:

In response to the Final Office Action mailed July 25, 2005, the Applicants submit the following:

Remarks/Arguments begin on page 1 of this paper.

3/8